



Kentucky Board of Medical Licensure Newsletter

Hurstbourne Office Park, 310 Whittington Parkway, Suite 1B, Louisville, Kentucky 40222
Website: kbml.ky.gov

Fall 2008

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KBML Guidelines Withdrawn

Acting on a request of the Kentucky General Assembly's Administrative Regulation Review Subcommittee (ARRS) the Board has agreed to withdraw all of its existing guidelines. Pursuant to the ARRS request, the Board will reissue these documents as Board opinions in accordance with statutes. Once these changes are made, the opinions will again be listed on the Board's website.

Access to Pain Medications Concern

What about the distressed patients with long standing legitimate chronic pain who, for one reason or another, find themselves without a willing physician to prescribe for their pain? This is an emerging problem that, in some way, the Board has contributed to.

The general medical community seems to have been spooked. Certainly, the level of scrutiny facilitated by the KASPER system has benefited drug enforcement efforts from both the physicians' and the patients' perspectives. The Board, however, understands that some physician practices normally will carry more patients with chronic pain than others and that the "Pain Clinics" need other physicians, particularly those in primary care, to assist with this chronic pain population. The Pain Clinics cannot possibly absorb all the legitimate non-malignant pain patients for whom prescribed opiates are the only answer to their clinical condition.

Prescribing for chronic pain is tricky business because with long-term use of opiates comes drug dependency. But drug dependency is not a drug addiction. The addicts will eventually fail to conform to the treatment contract but will "show themselves". The Board understands that a well-intentioned and well-trained physician treating these individuals, who attempts to follow the appropriate protocol, can get burned. Plus, there are those patients who are both addicts and who have legitimate chronic pain; nobody wants to treat them.

The medical community needs to know the Board understands the challenges involved. Whether the challenges involve accepting new patients or continuing care with established patients, the Board wants the physicians to provide appropriate medical care for patients who have legitimate clinical pain.

It seems all too often the patient's physician will shift his or her responsibility to prescribe pain medications to the Pain Clinic. At times, the clinics seem to be overly cautious and, on occasion, may be too quick to dismiss the patient. Quite simply, a letter from a Pain Clinic back to the referring physician reassuring the physician that prescribing a controlled substance is appropriate would help alleviate the situation of the patient being left without access to relief.

The Board wants to encourage and reassure the medical community that it is appropriate and good compassionate practice to treat these patients. Physicians should understand that if they follow reasonable procedures consistent with the Board's opinion and appropriately note them in the patient's medical record, they will not be subject to undue criticism or disciplinary action. The prescribing doctors certainly have to do what they reasonably can do to prevent abuse and diversion. And yes, anyone may get fooled on occasion.

Board Actions Report (Actions taken since 07/01/08)

Mark S. Adams, M.D., London, KY, License # 22682

Agreed Order entered into on 09/12/08.

Jack E. Allen, M.D., Louisville, KY, License # 22210

Amended Agreed Order of Probation entered into 09/08/08.

Ashraf Azeb, M.D., Pikeville, KY, License # 34208

Second Amended Agreed Order of Probation entered into on 07/30/08.

Rajanbhai R. Amin, M.D., Louisville, KY, License # 19340

Agreed Order of Indefinite Restriction entered into 08/21/08.

Robert S. Baker, M.D., Lexington, KY, License # 18933

Agreed Order entered into 08/28/08.

David P. Bosomworth, M.D., Lexington, KY, License # 30546

Order Terminating Agreed Order issued 08/13/08.

Clyde D. Brown, M.D., Fort Wright, KY, License # 21732

Order of Indefinite Restriction issued 08/07/08, effective 09/10/08.

Brian L. Brown, M.D., Lexington, KY, License # 27058

Agreed Order of Surrender entered into 09/09/08.

Leon E. Butler, M.D., Louisville, KY, License # 42017

Agreed Order entered into on 07/14/08.

Thomas C. Crain, M.D., Taylorsville, KY, License # 28770

Order Terminating Agreed Order issued 09/10/08.

Anthony C. Enlow, M.D., Danville, KY, License # 27963

Order Terminating Agreed Order issued 08/04/08.

David W. Flynn, M.D., Somerset, KY, License # 31204

Amended Agreed Order of Indefinite Restriction entered into on 07/30/08.

Michael S. Gainey, M.D., Cynthiana, KY, License # 22283

Amended Agreed Order of Indefinite Restriction entered into 08/29/08.

Michael K. Herrin, M.D., Murrells Inlet, SC, License # 28219

Order Terminating Agreed Order of Probation issued 08/04/08.

Homer A. Holt, M.D., Louisville, KY, License # 14152

Order Terminating Agreed Order issued 09/22/08.

Patrick M. Jarvis, M.D., Louisville, KY, License # 34908

Agreed Order entered into 09/09/08.

Louis A. Leskosky, M.D., Paducah, KY, License # 34939

Agreed Order entered into 09/09/08.

Omar Lopez-Samayoa, M.D., Columbia, KY, License # 23139

Agreed Order of Indefinite Restriction entered into 08/11/08.

Tariq K. Malik, M.D., Owensboro, KY, License # 32045

Agreed Order entered into 09/02/08.

Lloyd A. Manchikes, M.D., Maysville, KY, License # 31111

Order Terminating Second Amended Agreed Order of Indefinite Restriction issued 08/11/08.

Dan M. Miller, M.D., Murray, KY, License # 20118

Agreed Order entered into 08/05/08.

Eric A. Norsworthy, M.D., Beaver Dam, KY, License # 20834

Order of Indefinite Restriction issued 07/24/08, effective 08/24/08.

Eric A. Norsworthy, M.D., Beaver Dam, KY, License # 20384

Jefferson Circuit Court issued an injunction against the Board from enforcing the Order of Indefinite Restriction filed of record on 08/24/08, effective 08/29/08.

Sharad C. Patel, M.D., Elizabethtown, KY, License # 20851

Amended Agreed Order of Indefinite Restriction entered into 08/22/08.

Peter T. Rock, M.D., East Bernstadt, KY, License # 23757

Agreed Order entered into 09/05/08.

Tufan I. Senler, M.D., Louisville, KY, License # 29459

Agreed Order of Indefinite Restriction entered into 08/21/08.

Alan D. Shultz, M.D., Mt. Sterling, KY, License # 30784

Agreed Order of Revocation, Stayed; Order of Indefinite Restriction entered into 08/19/08.

David A. Thomas, M.D., Louisville, KY, License # 27346

Agreed Order of Revocation, Stayed; Amended Agreed Order of Indefinite Restriction entered into 07/01/08.

Allen L. Tinsley, M.D., Paducah, KY, License # 25179

Amended Agreed Order of Indefinite Restriction entered into 08/07/08.

Ross T. Waterfield, M.D., Ann Arbor, MI, License # 40400

Order Terminating Agreed Order issued 08/04/08.

Pamela A. Wells, M.D., Louisville, KY, License # 35309

Second Amended Agreed Order of Indefinite Restriction entered into 09/26/08.

C. Milton Young, M.D., Louisville, KY, License # 13295

Agreed Order of Indefinite Restriction entered into 08/21/08.

Richard J. Zajac, M.D., Bowling Green, KY, License # 36620

Agreed Order entered into 08/21/08.

Gregory Hoskins, P.A.-C, Busby, KY, License # PA267

Amended Agreed Order of Indefinite Restriction entered into 08/26/08.

Anissa R. Hargis, PA-C, Louisville, KY, License # PA353

Agreed Order of Revocation, Stayed; Amended Agreed Order of Indefinite Restriction entered into on 07/15/08.

Kentucky Board of Medical Licensure Status Report - Fiscal Year 2008

Meetings

Board of Medical Licensure	4
Inquiry/Hearing Panels	11

Services Provided

Renewals and Applications:

Registered in State	9,566*
Registered Out of State	4,087**
Applications Approved for Initial Licensure	1,417

New Licenses Issued:

Medical Licenses	948
Osteopathic Licenses	79
Temporary Permits	668
Residency Training Licenses	231
Institutional Practice Limited Licenses	29
Fellowship Training Limited Licenses	7
Faculty Licenses	2

Disposition of Grievances and Disciplinary Actions Taken

New Cases Opened	244
New Cases to Panels	224
New Cases Investigated	139
New Cases Pending	120
Malpractice Cases Reviewed	33
Disciplinary Proceedings Authorized	47
Complaints Issued	23
Emergency Orders of Suspension	10
Emergency Orders of Restriction	7

Actions Taken:

Agreed Order of Indefinite Restriction	23
Agreed Order of Surrender	7
Agreed Order of Probation	5
Agreed Order of Revocation	3
Agreed Order of Suspension	2
Agreed Order of Fine	3
Agreed Orders	18
Interim Agreed Orders	4
Order of Revocation	3
Order of Suspension	3
Orders Amended	23
Letters of Agreement	11
Letters of Admonishment	9
Letters of Concern	27

*Includes retired physicians with a Kentucky mailing address. **Includes physicians who practice in the state but do not maintain a Kentucky office address.

Board Welcomes New Member

The Board, at its September 25, 2008 meeting, welcomed its newest member recently appointed by Governor Steven L. Beshear. Tamella B. Cassis, M.D., a dermatologist practicing in Louisville, was appointed and fills the vacancy left by Donald J. Swikert, M.D., whose term expired.

Governor Beshear also reappointed Preston P. Nunnelley, M.D., Lexington and Thangam Rangaswamy, Ph.D, Louisville for a four year term.

Important Reminder – CME cycle ends December 31, 2008

In order to maintain a current Kentucky medical or osteopathic license a physician must obtain 60 hours of CME for the current three-year cycle that ends on December 31, 2008. Thirty of these hours must be in Category 1 accredited by the Accreditation Council on Continuing Medical Education or the American Osteopathic Association. The remaining 30 hours can be in Category 1 or may consist of non-supervised personal training activities designated as Category 2 CME hours. A minimum of two hours of the required CME must be acquired once every 10 years in a HIV/AIDS course approved by the Cabinet for Health and Family Services pursuant to 901 KAR 2:160. If you have specific questions concerning these requirements, please contact the Board's office at (502) 429-7150.

Kentucky Board of Medical Licensure

Change of Address Notice

Please Note: The information that you provide on this Change of Address Notice will be used to update your profile on the Board's web site at kbml.ky.gov.

(Please Print or Type Information)

Date: _____

KY License Number: _____

Name: _____
(last) (first) (m.i.)

Mailing Address: _____
(street)

(city) (state) (zip)

KY Practice County: _____ **Office Telephone:** _____

Practice Address: _____
(street)

(city) (state) (zip)

E-Mail Address: _____

Kentucky Board of Medical Licensure

Hurstbourne Office Park
310 Whittington Parkway, Suite 1B
Louisville, KY 40222

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